

National Archives and Records Administration  
REQUEST FOR DISPOSITION AUTHORITY

Records Schedule Number: DAA-0582-2014-0002

Status: APPROVED  
Date Approved: 03/24/2016

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## General Information

Agency or Establishment	Executive Office for Immigration Review
Record/Scheduling Group	0582 - Records of the Executive Office for Immigration Review
Records Schedule Applies To	Agency-wide
Schedule Subject	Bond Proceeding Files
Additional Schedule Information	<p>The Executive Office for Immigration Review (EOIR) was created on January 9, 1983, through an internal Department of Justice (DOJ) reorganization which combined the Board of Immigration Appeals (BIA or Board) with the Immigration Judge function previously performed by the former Immigration and Naturalization Service (INS). The reorganization made the Immigration Courts independent from the agency charged with enforcement of Federal immigration laws. The 2003 creation of the Department of Homeland Security (DHS) removed INS from DOJ, further separating DHS and EOIR functions.</p> <p>The primary mission of EOIR is to adjudicate immigration cases by fairly, expeditiously, and uniformly interpreting and administering the Nation's immigration laws. Under delegated authority from the Attorney General, EOIR conducts immigration court proceedings, appellate reviews, and administrative hearings.</p>
Is There a Classified Version of This Schedule?	No
Is consultation and coordination with Tribal Governments required?	Predate requirement

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## Item Count

Total number of disposition items: 4

Number of Temporary disposition items: 4

Number of Permanent disposition items: 0

Number of Items with Disposition Not Approved: 0

Number of Inactive disposition items: 1

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Outline of Records Schedule Items for DAA-0582-2014-0002

<b>Item #</b>	<b>Title</b>	<b>Disposition</b>
0001	Bond Proceeding Files : Zero Charging Document Bond Files	Temporary
0002	Bond Proceeding Files : Zero Charging Document Bond Files with an Appeal	Temporary
0003	Bond Proceeding Files : Post Proceeding Bond Files	Temporary
0004	Bond Proceeding Files : Charging Document Bond Files	Temporary

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Records Schedule Items

<b>Group Title</b>	Bond Proceeding Files
<b>Group Description</b>	<p>The DHS may condition an alien's release from custody upon the posting of a bond to ensure the respondent's subsequent appearance. When this occurs, the respondent has the right to ask an Immigration Court to redetermine the bond amount and/or conditions. 8 C.F.R. §§ 1003.19, 1236.1(d)(1). Bond redetermination requests from aliens who are being detained by the DHS are separate from the removal hearing process that begins with the filing of a Charging Document at the Immigration Court. An alien may request a bond redetermination hearing before or after the DHS files a Charging Document or after proceedings are complete. In a bond redetermination hearing, the Immigration Judge can raise, lower, or maintain the amount of the bond, eliminate it altogether, or change any of the conditions over which the Immigration Court has authority.</p> <p>Either party may appeal an immigration judge's redetermination decision to the BIA. 8 C.F.R. §§ 1003.19(f), 1236.1(d)(3). Bond redetermination files are maintained separate from removal or deportation hearing records of proceedings.</p>
DAA-0582-2014-0002-0001	STATUS: Active
<b>ITEM GENERAL INFORMATION</b>	
Item Title	Zero Charging Document Bond Files
Item Description	Zero Charging Document Bond Files exist when an alien has an EOIR bond redetermination but no charging documents have been filed by DHS.
Is this item media neutral?	Yes
Is this item a Big Bucket?	
<b>SUPERSEDED AGENCY DISPOSITION AUTHORITIES AND GRS DEVIATIONS</b>	
Does this item supersede existing disposition authorities?	No
Is this item a deviation from the GRS?	No
<b>DISPOSITION INSTRUCTION</b>	
Final Disposition	Temporary
Cutoff Instructions	Other: Cutoff at end of calendar year.
Retention Period	Destroy 2 year(s) after cutoff

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<b>ADDITIONAL INFORMATION</b>	
Are any of the records covered by this item national security classified?	
GAO Approval Required	Requested and Received
DAA-0582-2014-0002-0002 <span style="float: right;">STATUS: Active</span>	
<b>ITEM GENERAL INFORMATION</b>	
Item Title	Zero Charging Document Bond Files with an Appeal
Item Description	Zero Charging Document Bond Files with an Appeal exist when a party appeals the Immigration Judge's bond redetermination decision where no charging documents have been filed by DHS
Is this item media neutral?	Yes
Is this item a Big Bucket?	
<b>SUPERSEDED AGENCY DISPOSITION AUTHORITIES AND GRS DEVIATIONS</b>	
Does this item supersede existing disposition authorities?	No
Is this item a deviation from the GRS?	No
<b>DISPOSITION INSTRUCTION</b>	
Final Disposition	Temporary
Cutoff Instructions	Other: Cutoff at end of calendar year.
Retention Period	Destroy 6 year(s) after cutoff
<b>ADDITIONAL INFORMATION</b>	
Are any of the records covered by this item national security classified?	
GAO Approval Required	No
DAA-0582-2014-0002-0003 <span style="float: right;">STATUS: Active</span>	
<b>ITEM GENERAL INFORMATION</b>	
Item Title	Post Proceeding Bond Files
Item Description	Post Proceeding Bond Files exist when an alien's bond redetermination request occurs subsequent to the completion of deportation/removal proceedings.
Is this item media neutral?	Yes
Is this item a Big Bucket?	
<b>SUPERSEDED AGENCY DISPOSITION AUTHORITIES AND GRS DEVIATIONS</b>	
Does this item supersede existing disposition authorities?	No
Is this item a deviation from the GRS?	No

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<b>DISPOSITION INSTRUCTION</b>	
Final Disposition	Temporary
Cutoff Instructions	Other: Cutoff at end of calendar year.
Retention Period	Destroy 6 year(s) after cutoff.
<b>ADDITIONAL INFORMATION</b>	
Are any of the records covered by this item national security classified?	
GAO Approval Required	No
DAA-0582-2014-0002-0004 <span style="float: right;"><b>STATUS: INACTIVE - NOT FOR USE</b></span>	
<b>ITEM GENERAL INFORMATION</b>	
Item Title	Charging Document Bond Files
Item Description	Charging Document Bond Files exist when the charging documents have been filed after the redetermination request and before the authorized destruction period listed in category one above. These bond files which may include an appeal on the redetermination decision, should be retained until the removal proceedings are completed.
Is this item media neutral?	Yes
Is this item a Big Bucket?	
<b>SUPERSEDED AGENCY DISPOSITION AUTHORITIES AND GRS DEVIATIONS</b>	
Does this item supersede existing disposition authorities?	No
Is this item a deviation from the GRS?	No
<b>DISPOSITION INSTRUCTION</b>	
<b>DO NOT USE. This item is inactive because it was superseded by New Disposition Authority Number: DAA-0582-2023-0001-0001 on 10/17/2023.</b>	
Final Disposition	Temporary
Cutoff Instructions	Other: Cutoff at end of calendar year.
Retention Period	Destroy 20 year(s) after cutoff.
<b>ADDITIONAL INFORMATION</b>	
Are any of the records covered by this item national security classified?	
GAO Approval Required	No

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Signatory Information

<b>Action</b>	<b>User</b>	<b>Date</b>
Accept	Data Migration	07/08/2014
Approve	David Ferriero	03/24/2016